

1 TONY WEST  
Assistant Attorney General  
2 PHYLLIS J. PYLES  
Director, Torts Branch  
3 SUSAN K. RUDY  
Assistant Director, Federal Programs Branch  
4 VESPER MEI (D.C. Bar #455778)  
Senior Counsel, Federal Programs Branch  
5 KAREN P. SEIFERT (N.Y. Bar)  
Trial Attorney, Federal Programs Branch  
6 J. STEVEN JARREAU (D.C. Bar #414135)  
Trial Attorney, Torts Branch  
7 United States Department of Justice  
Civil Division  
8 P.O. Box 883 – Room 7316  
Washington, DC 20044  
9 Telephone: (202) 514-4686  
Facsimile: (202) 616-8470  
10 vesper.mei@usdoj.gov  
karen.p.seifert@usdoj.gov  
11 steven.jarreau@usdoj.gov  
*Attorneys for Defendants*

12 **UNITED STATES DISTRICT COURT**  
13 **NORTHERN DISTRICT OF CALIFORNIA**  
14 **SAN JOSE DIVISION**

15 HAIPING SU,  
16 Plaintiff,

17 v.

18 NATIONAL AERONAUTICS AND  
SPACE ADMINISTRATION, et al.  
19 Defendants.

Case No. 5:09-cv-2838-JW

**STIPULATION AND ~~PROPOSED~~**  
**ORDER FOR A LIMITED EXTENSION**  
**OF DISCOVERY DEADLINE**  
**RELATED TO DEFENDANTS'**  
**REQUESTS FOR ADMISSION, SET**  
**ONE**

21 On February 25, 2011, defendants served plaintiff's counsel with Defendants' Requests  
22 for Admission to Plaintiff, Set One ("RFAs"). Plaintiff's counsel responded to those Requests  
23 on March 28, 2011, which was also the court-ordered date for the close of discovery. Pursuant to  
24 Civil Local Rule 37-3, defendants must file any motion to compel with respect to these RFAs by  
25 April 4, 2011.

26  
27 On March 31, 2011, defendants' counsel emailed counsel for plaintiff, pointing out  
28

1 perceived deficiencies in a number of plaintiff's responses to the RFAs, and seeking revised  
2 responses. On April 2, plaintiff's counsel agreed to revise or supplement some of the responses  
3 to the RFAs, and agreed to do so by April 11, 2011, with a corresponding extension until April  
4 18, 2011, of the date for defendants to file any motion to compel based on these responses.

5 To date, the discovery deadlines in this matter have been modified as follows: On  
6 January 25, 2011, the Court modified the expert discovery deadlines upon joint stipulation of the  
7 parties, setting February 7, 2011 as the deadline for disclosure of experts and March 7, 2011 as  
8 the deadline for disclosure of rebuttal experts. Docket Entry #131. On March 23, 2011, the  
9 Court extended until April 28, 2011, the deadline for certain depositions and the submission of  
10 rebuttal expert testimony by defendants, if necessary, pending decisions on Defendants' Motion  
11 to Compel and Motion to Strike Expert Report. Docket Entry #157. On March 24, 2011, the  
12 Court extended the discovery deadline for the limited purpose of allowing defendants extra time  
13 to respond to certain of plaintiff's written discovery requests, and the filing of any resulting  
14 motions to compel. Docket Entry #158. Also on March 24, 2011, the Court extended the  
15 discovery deadline to allow the deposition of one additional fact witness on April 11, 2011.  
16 Docket Entry #159.

17 The requested modification would have minimal impact on the case. Plaintiff seeks  
18 additional time to revise his RFA responses, as necessary. Defendants seek additional time to  
19 file any resulting motion to compel. The parties do not believe the additional period of discovery  
20 will impact other discovery matters in this case.

21 Accordingly, the parties hereby STIPULATE AND REQUEST that the March 28, 2011  
22 deadline for discovery be extended for the limited purpose of the aforementioned productions, as  
23 follows:

24 April 11, 2011 Production of any revised responses to Defendants' RFAs to

Plaintiff, Set One

April 18, 2011

Any motion to compel discovery for responses to  
Defendants' RFAs to Plaintiff, Set One

DATED: 4/4/2011

/s/ Michael Reedy

JAMES MCMANIS (40958)  
MICHAEL REEDY (161002)  
TYLER ATKINSON (257997)  
McMANIS FAULKNER  
A Professional Corporation  
50 West San Fernando Street, 10th Floor  
San Jose, California 95113  
Telephone: 408-279-8700  
Facsimile: 408-279-3244  
Email: mreedy@mcmanislaw.com  
*Attorneys for Plaintiff*

/s/ Vesper Mei

TONY WEST  
Assistant Attorney General  
PHYLLIS J. PYLES  
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SUSAN K. RUDY  
Assistant Director, Federal Programs Branch  
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Facsimile: (202) 616-8470  
vesper.mei@usdoj.gov  
karen.p.seifert@usdoj.gov  
steven.jarreau@usdoj.gov  
*Attorneys for Defendants*

**[PROPOSED] ORDER**

Pursuant to the stipulation of the parties and good cause appearing, IT IS SO ORDERED.

Dated: April 15, 2011, 2011

  
JAMES WARE  
UNITED STATES DISTRICT COURT CHIEF JUDGE